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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Application Number	10/747,733
Filing Date	December 29, 2003
First Named Inventor	Xiaochun Xu Fisher
Art Unit	2122
Examiner Name	Not Yet Known
Attorney Docket Number	I-2-0469.1US

Total Number of Pages in This Submission

**ENCLOSURES (Check all that apply)**

- |  |   |   |
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| <input type="checkbox"/> Fee Transmittal Form                                | <input type="checkbox"/> Drawing(s)   | <input type="checkbox"/> After Allowance communication to Technology Center (TC)        |
| <input type="checkbox"/> Fee Attached  | <input type="checkbox"/> Licensing-related Papers                                       | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences     |
| <input type="checkbox"/> Amendment/Reply                                     | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declaration(s)                           | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter  |
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| <input type="checkbox"/> Express Abandonment Request                         | <input type="checkbox"/> Request for Refund   | Form PTO-1449 w/ Copy of International Search Report                                    |
| <input checked="" type="checkbox"/> Information Disclosure Statement         | <input type="checkbox"/> CD, Number of CD(s) _____                                      |   |
| <input type="checkbox"/> Certified Copy of Priority Document(s)              | Remarks   |   |
| <input type="checkbox"/> Response to Missing Parts/ Incomplete Application   |   |   |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 |   |   |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Steven J. Gelman	Reg. No. 41,034
	Volpe and Koenig, P.C.	
Signature		
Date	November 30, 2004	

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Steven J. Gelman		
Signature		Date	November 30, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the **PATENT APPLICATION** of:

Xiaochun Xu Fisher

**Application No.:** 10/747,733

**Confirmation No.:** 6628

**Filed:** December 29, 2003

**For:** METHOD FOR IMPLEMENTING FAST  
DYNAMIC CHANNEL ALLOCATION ESCAPE  
MECHANISM IN RADIO RESOURCE  
MANAGEMENT

**Group:** 2122

**Examiner:** Not Yet Known

**Our File:** I-2-0469.1US

**Date:** November 30, 2004

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Further to Applicant's Duty of Disclosure pursuant to 37 C.F.R. §1.56, Applicant wishes to bring to the Examiner's attention the material cited on the enclosed PTO-1449 form.

Pursuant to 37 C.F.R. §1.98(a)(2)(ii), copies of the cited U.S. publications and/or patent documents have not been included.

Pursuant to 37 C.F.R. § 1.97(e)(1), the undersigned certifies that each item of information indicated by an asterisk (\*) contained in this Information Disclosure


**Applicant:** Xiaochun Xu Fisher  
**Application No.:** 10/747,733

Statement was cited in an International Search Report, copy enclosed, from a foreign patent office, the United States Patent and Trademark Office acting as ISA in a corresponding International Application, and that this communication was not received by any individual designated in §1.56(c) more than three (3) months prior to the filing of the information disclosure statement.

It is respectfully requested that the Examiner consider these documents and return an initialed copy of the PTO-1449 form indicating his consideration of the cited materials.

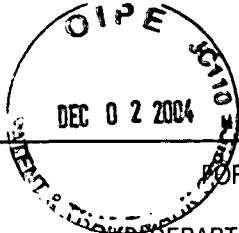
Respectfully submitted,

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Enclosures (2)



FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (Use several sheets if necessary)	ATTY. DOCKET NO. I-2-0469.1US	SERIAL NO. 10/747,733
	APPLICANT Xiaochun Xu Fisher	
	FILING DATE December 29, 2003	GROUP 2122

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		6,473,442	10/2002	Lundsjö et al.			
		2001/0036823	11/2001	Van Lieshout et al.			
		2002/0009061	01/2002	Willenegger			
		2002/0094817	07/2002	Rune et al.			
	*	2002/0119783	08/2002	Bourlas et al.			
		2002/0119796	08/2002	Vanghi			

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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